IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

MONDAY, THE 17TH DECEMBER 2007 / 26TH AGRAHAYANA 1929

WP(C).No. 35408 of 2007(M)

PETITIONER:

ASWATHY HOUSING PVT. LTD.,
REPRESENTED BY ITS PRESIDENT,ALEXANDER VADAKKEDAM,
1ST FLOOR, PANIKKER BHAVAN, N.H.ROAD,KAZHAKKUTTOM,
THIRUVANANTHAPURAM.

BY ADV. SRI.K.M.SATHYANATHA MENON

RESPONDENTS:

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1. SECRETARY,
KADINAMKULAM GRAMA PANCHAYATH, P.O.CHITTATTUMUKKU,
MENAMKULAM, KAZHAKKOOTTAM,THIRUVANANTHAPURAM DIST.

2. SRI.F.J.TENNISON,
PRESIDENT, KADINAMKULAM GRAMA PANCHAYATH,
P.O. CHITTATTUMUKKU, MENAMKULAM,KAZHAKKOOTTAM,
THIRUVANANTHAPURAM DISTRICT.

R1 BY ADV. SRI.A.M.MUKTHAR
SRI.K.RAJESH KANNAN
R2 BY ADV. SRI.G.S.REGHUNATH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/12/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 35408 OF 2007

Dated this the 17th day of December, 2007

JUDGMENT

The Writ Petition is disposed of relegating the petitioner to avail his statutory remedies before Local Self Government Institutions. The petitioner is permitted to file an IA seeking permission to continue with the construction subject to the result of the appeal. If any such IA is filed before the Tribunal, the Tribunal will pass early orders on that application. Orders as directed above will be passed at the earliest and at any rate within three weeks of registering the appeal.

PIUS C. KURIAKOSE, JUDGE

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